

Timothy G. O'Neill (*Pro Hac Vice*)
 Nathan K. Davis (*Pro Hac Vice*)
 SNELL & WILMER L.L.P.
 1200 17th Street, Suite 1900
 Denver, CO 80202
 Telephone: (303) 634-2000
 Facsimile: (303) 634-2020
 toneill@swlaw.com
 ndavis@swlaw.com

Randolph T. Moore (#120041)
 SNELL & WILMER L.L.P.
 600 Anton Boulevard, Suite 1400
 Costa Mesa, CA 92626
 Telephone: (714) 427-7000
 Facsimile: (714) 427-7799
 rmoore@swlaw.com

Attorneys for Defendant
 Louisville Ladder Inc.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

CESAR U. MORENO
 CASTELLANOS, a/k/a CESAR
 MORENO, an Individual,

Plaintiff,

vs.

LOUISVILLE LADDER INC.,
 and DOES 1 to 25, Inclusive,

Defendants.

CASE NO. C 08-02009 MMC

Honorable Maxine M. Chesney

**Stipulated Motion To Reschedule
 Further Status Conference Hearing
 Due To Medical Unavailability Of
 Counsel ; ORDER THEREON**

COMPLAINT FILED: March 21, 2008
 Trial Date: July 13, 2009

The Parties hereby move the Court to reschedule the Further Status Conference Hearing scheduled for May 1, 2009 at 10:30 a.m. due to the medical unavailability of counsel. In support of this Stipulated Motion, the Parties would show the Court as follows:

1. Plaintiff's counsel, Thomas J. Gundlach, is scheduled for surgery on April 28, 2009 at St. Mary's Hospital in San Francisco.

2. As a result of this surgery, plaintiff's counsel will be unable to attend the Further Status Conference Hearing currently scheduled for May 1, 2009 at 10:30 a.m.

3. The Parties respectfully request the Court to reschedule the Further Status Conference Hearing for a later date so that plaintiff's counsel can participate.

4. If the Court is available, the Parties would prefer to reschedule the Further Status Conference Hearing to May 15, 2009 because a hearing on Louisville Ladder Inc.'s Motion for Summary Judgment is already set for 9:00 a.m. on this date.

5. Notwithstanding the request made herein, the Parties will file a joint further status conference statement on or before the current deadline of April 24, 2009.

6. Changing the date and time of the Further Status Conference Hearing will not prejudice either Party, and the Parties are not requesting the Court to modify any other pre-trial deadlines.

WHEREFORE, for good cause shown, the Parties respectfully request the Court to reschedule the Further Status Conference Hearing to May 15, 2009 at 10:30 a.m. or to such other date as the court may assign.

DATED: _____

Thomas J. Gundlach
Attorney for Plaintiff

DATED: 4-17-09


Nathan K. Davis
Attorney for Defendant

1 2. As a result of this surgery, plaintiff's counsel will be unable to attend
2 the Further Status Conference Hearing currently scheduled for May 1, 2009 at
3 10:30 a.m.

4 3. The Parties respectfully request the Court to reschedule the Further
5 Status Conference Hearing for a later date so that plaintiff's counsel can participate.

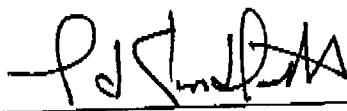
6 4. If the Court is available, the Parties would prefer to reschedule the
7 Further Status Conference Hearing to May 15, 2009 because a hearing on
8 Louisville Ladder Inc.'s Motion for Summary Judgment is already set for 9:00 a.m.
9 on this date.

10 5. Notwithstanding the request made herein, the Parties will file a joint
11 further status conference statement on or before the current deadline of April 24,
12 2009.

13 6. Changing the date and time of the Further Status Conference Hearing
14 will not prejudice either Party, and the Parties are not requesting the Court to
15 modify any other pre-trial deadlines.

16 WHEREFORE, for good cause shown, the Parties respectfully request the
17 Court to reschedule the Further Status Conference Hearing to May 15, 2009 at
18 10:30 a.m. or to such other date as the court may assign.

19
20
21 DATED: April 13, 2009



Thomas J. Gundlach
Attorney for Plaintiff

22
23 DATED: _____

Nathan K. Davis
Attorney for Defendant

Snell & Wilmer
LLP
LAW OFFICES
608 Anton Boulevard, Suite 1400
Costa Mesa, California 92626-7689
(714) 447-7000

1 PURSUANT TO STIPULATION, IT IS SO ORDERED that the Further Status
2 Conference Hearing is rescheduled to May 29, 2009 at 10:30 a.m.
~~11:00 a.m.~~

3 SO ORDERED THIS 21st day of April, 2009.
4

5 BY THE COURT:

6
7 
8 Honorable Maxine M. Chesley
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Snell & Wilmer

LAW OFFICES
600 Anton Boulevard, Suite 1400
Costa Mesa, California 92626-7689
(714) 427-7000